

**APPROVED**

**SUMMARIZED MINUTES  
SCOTTSDALE CITY COUNCIL  
MONDAY, NOVEMBER 1, 2004**



**CITY HALL KIVA  
3939 N. DRINKWATER BOULEVARD  
SCOTTSDALE, AZ 85251**

**CALL TO ORDER**

Mayor Manross called to order a Regular Meeting of the Scottsdale City Council on Monday, November 1, 2004 in the Kiva, City Hall, at 5:14 P.M.

**ROLL CALL**

Present: Mayor Mary Manross  
Vice Mayor Robert Littlefield  
Council Members Wayne Ecton, Ron McCullagh,  
W.J. "Jim" Lane and Kevin Osterman

Absent: Councilmember Betty Drake

Also Present: City Manager Jan Dolan  
City Attorney Joseph Bertoldo  
City Clerk Carolyn Jagger

**PLEDGE OF ALLEGIANCE**

- Girl Scout Troop #814, Cheyenne Elementary School, led by Karen Ward

**INVOCATION**

- Pastor David Friend, First Assembly Dream Center

**PRESENTATIONS/INFORMATION UPDATES**

- Melinda Gulick, DC Ranch Town Manager, presented a check from the October Tour de Scottsdale Bicycle Race sponsors to the McDowell Sonoran Land Trust for use in building trails in the Preserve.
- Doris Pulsiver, Grants Chief for the Arizona State Parks, presented two Heritage fund checks for the McDowell Mountain Ranch Park and Pool Facility (\$225,000) and for the Chaparral Park extension (\$500,000).
- City Manager Jan Dolan expressed gratitude to the staff in the City Clerk's Office for staying late on Friday, October 29, 2004 to assist Maricopa County with early voting.

## **PUBLIC COMMENT**

**Peg Mulloy**, QWEST Communications, 4041 N Central Avenue, Phoenix, 85012, discussed the improved DSL and cable television services being installed in the Scottsdale Airpark area.

**Leon Spiro**, 7814 E Oberlin Way, 85262, expressed concern regarding GLO patented roadway easement abandonment policy. He also discussed the GLO patented roadway easement in his neighborhood. He stated that a City Planner has terminated Oberlin Way at 78<sup>th</sup> Street, and wondered if a member of city staff had authority to change a neighborhood circulation plan originally accepted by the city at the time the area was annexed. Mr. Spiro requested the city get a legal opinion from the Arizona Attorney General's office regarding their roadway easement abandonment policy.

**Mike Aloisi**, 6846 N 72<sup>nd</sup> Place, 85258, discussed the effects of police officer deaths on their wives and children, and urged the city to enact more measures to protect police officers.

**Lyle Wurtz**, 6510 E Palm Lane, 85257, discussed water conservation issues throughout the city, and requested citizens be provided an update on what was happening with Planet Ranch.

**Daniel Bassinger**, Environmental Quality Advisory Board Chair, reminded everyone of the Hazardous Waste Collection Day to be held at the Corporation Yard this weekend. He further discussed the Board's efforts in regard to water conservation and green building practices.

## **MINUTES**

SPECIAL MEETINGS  
October 18, 2004

REGULAR MEETINGS  
October 18, 2004

COUNCILMAN ECTON MOVED FOR APPROVAL OF THE SPECIAL AND REGULAR MINUTES OF OCTOBER 18, 2004, WITH THE CORRECTIONS SUPPLIED BY THE CLERK'S OFFICE. COUNCILMAN LANE SECONDED THE MOTION, WHICH CARRIED 6-0.

## **Consent Agenda      Items 1 - 14**

### **1. Tutto Bene @ Kokopelli Bistro Liquor License**

**Request:** Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a series 12 (restaurant) and a person/location transfer of a series 7 (beer and wine bar) State liquor license for an existing location that has changed ownership.

**Location:** 13901 N. 73rd Street, Ste. 215

**Reference:** 72-LL-2004 and 73-LL-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, [bbushfield@scottsdaleaz.gov](mailto:bbushfield@scottsdaleaz.gov)

### **2. Blue Wasabi Extension of Premises**

**Request:** Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for an extension of premises to create an outdoor patio.

**Location:** 20715 N. Pima Road, Ste. 110

**Reference:** 40-EX-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, [bbushfield@scottsdaleaz.gov](mailto:bbushfield@scottsdaleaz.gov)

**3. Superpumper #12 Liquor License**

**Request:** Consider forwarding a favorable recommendation to the Arizona Department of Liquor Licenses and Control for a series 10 (beer and wine store) liquor license for a convenience store/gas station.

**Location:** 15550 N. Thompson Peak Parkway

**Reference:** 71-LL-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Bob Bushfield, Plan Review and Permit Services Director, 480-312-7096, [bbushfield@scottsdaleaz.gov](mailto:bbushfield@scottsdaleaz.gov)

**4. McDowell Mountain Community Church ESLO Hardship Exemption**

**Request:** Approve an Environmentally Sensitive Lands Ordinance (ESLO) Hardship Exemption on building height on portions of the proposed buildings.

**Location:** 10700 N. 124th Street

**Reference:** 1-HE-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov); Greg Williams, Senior Planner, 480-312-4205, [gwilliams@scottsdaleaz.gov](mailto:gwilliams@scottsdaleaz.gov)

Public testimony opened:

**Leon Spiro**, 7814 E Oberlin Way, 85262, had no objection to the height of this church, but reminded the directors of the church that the building was in an assemblage of GLO parcels and suggested that they obtain a legal opinion from the City Attorney provide an opinion in writing.

Public testimony closed. Twenty-eight additional public comment cards were received from citizens in favor of Item 4, but not wishing to speak.

**5. NC Properties Abandonment**

**Requests:** Consider the following:

1. Abandon 33 feet of GLO easement along the east and west sides, abandon 13 feet of GLO easement along the north (Cochise Drive), and abandon 8 feet of GLO easement along the south side (Gold Dust Avenue) of the site.
2. Reserve 20 feet of road right-of-way along the north (Cochise Drive) and 25 feet of road right-of-way along the south side (Gold Dust Avenue) of the site.
3. Reserve an 8-foot wide Public Utility Easement (PUE) along the north side of the site and an 8-foot wide Public Utility Easement (PUE) and Public Trail Easement (PTE) along the south side of the site.
4. Adopt Resolution No. 6553 vacating and abandoning a public right-of-way.

**Location:** 12653 E. Cochise Drive

**Reference:** 12-AB-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov); Al Ward, Senior Planner, 480-312-7067, [award@scottsdaleaz.gov](mailto:award@scottsdaleaz.gov)

Public testimony opened.

**Leon Spiro**, 7814 E Oberlin Way, 85262, requested a staff presentation. Mayor Manross reminded Mr. Spiro that this item was on the Consent Agenda and a staff presentation was not required unless the Council specifically requested one. At this time, there was no Council interest in having a staff presentation for this item. Mr. Spiro further discussed his objections to this abandonment and provided questions for staff (attached).

Public testimony closed.

**6. June and Eric Hess Abandonment**

**Requests:** Consider the following:

1. Abandon 620 feet of right-of-way fronting the property boundary along the 84<sup>th</sup> Street alignment.
2. Reserve a seven and one half (7.5) foot wide trail easement along the eastern property boundary along the 84<sup>th</sup> Street alignment.
3. Adopt Resolution No. 6566 vacating and abandoning a public right-of-way.

**Location:** 8375 E. Via Dona Road

**Reference:** 13-AB-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov); Greg Williams, Senior Planner, 480-312-4205, [williams@scottsdaleaz.gov](mailto:williams@scottsdaleaz.gov)

**7. Turquoise and 108th Street Abandonment**

**Requests:** Consider the following:

1. Abandon 10 feet of road right-of-way along 108th Street.
2. Reserve a 10-foot wide by 30-foot long Public Utility Easement (PUE) along the most northerly portion of the road abandonment area.
3. Adopt Resolution No. 6554 vacating and abandoning a public right-of-way.

**Location:** 10820 E. Turquoise Avenue

**Reference:** 14-AB-2004

**Staff Contact(s):** Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Randy Grant, Chief Planning Officer, 480-312-7995, [rgrant@scottsdaleaz.gov](mailto:rgrant@scottsdaleaz.gov); Al Ward, Senior Planner, 480-312-7067, [award@scottsdaleaz.gov](mailto:award@scottsdaleaz.gov)

**8. Construction Bid Award for Happy Valley Road Sanitary Sewer Installation and Waterline Replacements**

**Request:** Authorize Construction Bid Award No. 03PB044 for the construction of a new sanitary sewer line and waterline replacements in Happy Valley Road, East of Pima Road to Archon Inc., the lowest responsive bidder, at their unit price bid of \$887,000.

**Staff Contact(s):** Al Dreska, Municipal Services General Manager, 480-312-5555, [adreska@scottsdaleaz.gov](mailto:adreska@scottsdaleaz.gov); Robert M. Johnson, Project Manager, 480-312-7054, [rmjohnson@scottsdaleaz.gov](mailto:rmjohnson@scottsdaleaz.gov)

**9. Acquisition of Right-of-Way for the CAP Water Connection Project - Shea to McDonald**

**Request:** Adopt Resolution No. 6568 authorizing acquisition of right-of-way for the CAP Water Connection project from Scottsdale Fiesta Plaza, located on the east side of the

Pima Freeway between Mountain View and Shea Boulevard, for the appraised value of \$141,900 plus closing costs.

**Related Policies, References:**

- a. Council approved the 2001 Water Resources Master Plan on October 15, 2001.
- b. Council approved Engineering Services Contract 2002-073-COS for conceptual design of CAP Water Connection project and Chaparral Water Treatment Plant (WTP) Waterlines project with HDR Engineering, Inc., on July 1, 2002.
- c. Council approved Engineering Services Contract Modification 2002-073-COS-A for final design of the CAP Water Connection project and Chaparral WTP Waterlines project with HDR Engineering, Inc., on April 14, 2003.
- d. Council approved Construction Bid Award No. 04PB065 to Pierson Construction Corp., for construction of the CAP Water Connection Project on July 6, 2004.

**Staff Contact(s):** Al Dreska, Municipal Services General Manager, 480-312-5555, [adreska@scottsdaleaz.gov](mailto:adreska@scottsdaleaz.gov); Doreen Song, P.E. Project Manager, 480-312-2367, [dsong@scottsdaleaz.gov](mailto:dsong@scottsdaleaz.gov); Rhonda Thomas, Right-of-Way Agent, 480-312-7847, [rthomas@scottsdaleaz.gov](mailto:rthomas@scottsdaleaz.gov); Stan Seigal, Asset Management Coordinator, 480-312-7042, [sseigal@scottsdaleaz.gov](mailto:sseigal@scottsdaleaz.gov)

**10. Loloma (Main Street Plaza) Second Amendment to Redevelopment Agreement**

**Request:** Adopt Resolution No. 6577 authorizing Agreement Number 2002-024-A-COS, a Second Amendment to the Redevelopment Agreement 2002-024-COS between the Arts District Group, L.L.C. and the City of Scottsdale. If approved, the City would be executing this Second Amendment to:

- a. Restructure the allocation of funding for Developer Public Improvements to make available the previously approved amount of \$2,000,000 upon the exercise of the first land Option.
- b. Sell to developer a 1,100 s.f. remnant parcel, the "Chip Parcel" located over the Public Garage Ramp. A deed for this parcel would be included in the original Agreement as Exhibit "AC".
- c. Clarify the language regarding the timing for the in-lieu parking payment schedule to be consistent with current City procedures.

**Related Policies:** Council construction contract approval on July 7, 2004; Council confirmation of pre-construction services contract on November 17, 2003; Council confirmation of design services contract on November 17, 2003; Council authorized amendments to Loloma Redevelopment Agreement on November 17, 2003; Development Review Board June 19, 2003 approved Case #33-DR-03 for Loloma Redevelopment improvements; Zoning Case #2-ZN-00 and 7-UP-00; Council confirmation of design services for public parking facility on March 17, 2003; and Council approval of the Loloma Redevelopment Agreement on March 11, 2002, Resolution No. 6027 and Agreement #2002-024.

**Staff Contact(s):** Ed Gawf, Deputy City Manager, 480-312-4510, [egawf@scottsdaleaz.gov](mailto:egawf@scottsdaleaz.gov); David Roderique, Economic Vitality Department General Manager, 480-312-7989, [droderique@scottsdaleaz.gov](mailto:droderique@scottsdaleaz.gov)

**11. Settlement of Stutzman v. City of Scottsdale, Scott Furcolowe**

**Request:** Adopt Resolution No. 6569 authorizing the Settlement Agreement and Release, Contract No. 2004-146-COS, to settle a lawsuit entitled *Stutzman v. City of Scottsdale, Scott Furcolowe*, Cause No. CV 2004-005451, in Maricopa County Superior Court, filed against the City and City employee Scott Furcolowe for \$25,000.

**Related Policies, References:** Resolution No. 6569, Settlement Agreement No. 2004-146-COS

**Staff Contact(s):** Craig Clifford, Financial Services General Manager, 480-312-2364, [cclifford@scottsdaleaz.gov](mailto:cclifford@scottsdaleaz.gov); Michael Mason, Claims Manager, Risk Management Division, 480-312-7040, [mmason@scottsdaleaz.gov](mailto:mmason@scottsdaleaz.gov); Tracy Donahue, Assistant City Attorney, 480-312-7771, [tdonahue@scottsdaleaz.gov](mailto:tdonahue@scottsdaleaz.gov)

**12. Contract Renewal for Legal Services in Connection with Municipal Tax Hearing Office Case Nos. 117 and 156**

**Request:** Adopt Resolution No. 6576 authorizing the Mayor to execute Contract No. 2004-024A-COS, an outside counsel contract renewal, in a maximum amount of Sixty Thousand Dollars (\$60,000) with the law firm of Ryan, Rapp & Underwood, PLC for legal services and representation of the City of Scottsdale in Municipal Tax Hearing Office ("MTHO") Case Nos. 117 & 156 regarding a tax refund claim denial and audit assessment protest.

**Related Policies, References:** Resolution No. 6576; Contract No. 2004-024A-COS

**Staff Contact(s):** Joseph R. Bertoldo, City Attorney, 480-312-2405, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Sherry R. Scott, Assistant City Attorney; 480-312-2405, [sscott@scottsdaleaz.gov](mailto:sscott@scottsdaleaz.gov)

**13. Legal Expenses for defense of Polan v. City of Scottsdale**

**Request:** Adopt Resolution No. 6567 authorizing the City's Risk Management Division to continue payment of legal fees in the defense of Polan v. City of Scottsdale, CV2002-021038, currently pending in Maricopa County Superior Court, for an additional contract amount of \$50,000.

**Related Policies, References:** Pursuant to Scottsdale Revised Code, § 2-174, on February 1, 2001, the City Council authorized Contract No. 970220 with the law firm of Holloway, Odegard, Sweeney & Evans (nka Holloway, Odegard & Kelly, PC), to provide specialized and expert legal services relating to litigation. The City Council directed that expenditures for attorney's fees in excess of \$50,000 should return for the City Council's review and approval.

**Related Documents:** Resolution No. 6576

**Staff Contact(s):** Joseph R. Bertoldo, City Attorney, 480-312-2405, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Sherry R. Scott, Assistant City Attorney, 480-312-2405, [sscott@scottsdaleaz.gov](mailto:sscott@scottsdaleaz.gov); Michael Mason, Risk Claims Manager, 480-312-7040, [mmason@scottsdaleaz.gov](mailto:mmason@scottsdaleaz.gov)

**14. Settlement of City of Scottsdale v. Maureen E. Perfect, et al., a Preserve Condemnation Case**

**Request:** Adopt Resolution No. 6573 and authorize the City Attorney to settle *City of Scottsdale v. Maureen E. Perfect, et al.*, Superior Court case number CV2002-022462, an eminent domain action brought to acquire real property for the McDowell Sonoran Preserve.

**Related Policies, References:** Resolution No. 6074, which authorized the condemnation of the 9.983 (+/-) acre parcel for the McDowell Sonoran Preserve.

**Staff Contact(s):** Joseph R. Bertoldo, City Attorney, 480-312-2405, [jbortoldo@scottsdaleaz.gov](mailto:jbortoldo@scottsdaleaz.gov); Bruce Washburn, Assistant City Attorney, 480-312-2405, [bwashburn@scottsdaleaz.gov](mailto:bwashburn@scottsdaleaz.gov); Robert Cafarella, Preservation Director, 480-312-7013, [rcafarella@scottsdaleaz.gov](mailto:rcafarella@scottsdaleaz.gov)

## **MOTION AND VOTE – CONSENT AGENDA**

COUNCILMAN OSTERMAN MOVED FOR APPROVAL OF CONSENT AGENDA ITEMS 1-14, AND REFERENCED THE FINDINGS ON ITEM 4. COUNCILMAN ECTON SECONDED THE MOTION, WHICH CARRIED 6-0.

## **REGULAR AGENDA      ITEM 15**

### **15. Professional Services Contract for the ASU Scottsdale Center for New Technology and Innovation Conceptual Site Plan**

**Request:** Adopt Resolution No. 6581 authorizing Agreement #2004-147-COS with Urban Design Associates, PC for a consulting team of urban designers, planners and architects to create a conceptual framework plan for the ASU Scottsdale Center for New Technology and Innovation site and surrounding area. Funding for this agreement is authorized in the amount of \$205,000.

**Related Policies, References:** August 30, 2004 Request for Qualifications (RFQ) for the ASU-Scottsdale Center for New Technology and Innovation Conceptual Site Plan.

**Staff Contact(s):** Ed Gawf, Deputy City Manager, 480-312-4510, [egawf@scottsdaleaz.gov](mailto:egawf@scottsdaleaz.gov); Kroy Ekblaw, Planning and Development Services General Manager, 480-312-7064, [kekblaw@scottsdaleaz.gov](mailto:kekblaw@scottsdaleaz.gov); Teresa Huish, Strategic Planning Manager, 480-312-7829, [thuish@ScottsdaleAZ.gov](mailto:thuish@ScottsdaleAZ.gov)

Staff provided a presentation which:

- Reviewed the selection process for choosing the consultant.
- Discussed the conceptual framework plan to be provided by the consultant by January 2005.
- Stressed the strong emphasis on public outreach and involvement of major stakeholders through focus group sessions, a design charrette, and public meetings.

The slide presentation is summarized below:

## **ASU-Scottsdale Center for New Technology & Innovation Conceptual Framework Plan**

### **Purpose**

- Request to adopt Resolution No. 6581 authorizing Agreement 2004-147-COS for a professional services contract between the City of Scottsdale and Urban Design Associates, PC

### **Goals for Planning Consultant**

- Create a conceptual framework plan for the area surrounding the ASU-Scottsdale Center for New Technology and Innovation
- Work with the Community and staff to ensure effective public outreach
- Lay the groundwork for future site planning processes including rezoning, development review, and master development

### **Consultant Process**

- August 30 – RFQ distributed
- September 20 – SOQs submitted. Reviewed and ranked by City and ASUF committee.
- October 4 & 5 – Interviews with top four firms
- Selection of Urban Design Associates team
- November 1 – Professional Services Contract
- November – Data gathering and analysis
- November/December – Explore alternatives
- January 2005 – Creation of conceptual framework plan and rezoning application

### **Urban Design Associates, PC**

- Selected by review committee based on:
  - EXTENSIVE BACKGROUND AND SUCCESS WITH SIMILAR-SCALED PROJECTS
  - COMMUNICATION SKILLS AND STYLE (COMPLEX PLANNING PROCESSES IN SIMPLE AND CONCISE MANNER)
  - COMPREHENSIVE APPROACH BASED ON FLEXIBILITY AND CREATIVITY
  - ABILITY TO WORK WITH A BROAD RANGE OF STAKEHOLDERS

### **Conceptual Framework Plan Elements**

- Land Use relationships between, and connections and integration to adjacent commercial and residential neighborhoods, including open spaces and building massing and setbacks.
- Circulation framework including: streets, parking, bicycle/pedestrian and transit
- Estimated costs of infrastructure, open space, and parks, construction and design.
- Documents and plan for the 42-acre site suitable for rezoning and development review public hearings

### **Schedule**

- 2004 – November:
  - CITY COUNCIL CONSIDER REQUEST TO HIRE PLANNING TEAM TO DEVELOP FRAMEWORK PLAN
  - CITY COUNCIL SELECT AD-HOC WORKING GROUP MEMBERS
  - AD HOC WORKING GROUP – 1<sup>ST</sup> MEETING
- 2004 – December:
  - WORKING GROUP – INPUT TO STAFF AND CONSULTANT
  - CONSULTANT FOCUS GROUPS AND OUTREACH
  - COMPLETE SITE CLEARANCE AND UTILITY DEMOLITION



- 2005 – January:
  - WORKING GROUP – INPUT TO STAFF AND CONSULTANT
  - DESIGN CHARRETTE
  - FINAL DRAFT CONCEPT FRAMEWORK PLAN & REZONING APPLICATION

### Summary

- Request to adopt Resolution No. 6581 authorizing Agreement 2004-147-COS for a professional services contract between the City of Scottsdale and Urban Design Associates, PC not to exceed \$205,000

\*\*\*\*\*

Council discussion focused on:

- A breakdown of the costs in this proposal included: \$135,000 for a fixed contract with Urban Design Associates; \$20,000 for a local contract with Urban Earth Design; \$25,000-\$30,000 for expenses; and additional funds for any modifications, perhaps not needing the whole \$205,000.
- This was the lowest proposal received.
- Funds will come from the \$45M Los Arcos Fund infrastructure account. Staff was directed to provide Council with the account number.
- Expenses for the project will be personally reviewed and tallied by Mr. Gawf.

Public testimony opened:

**Matteo Moric**, Chandler Arizona, discussed his visions for the property and urged Council to reconsider.

**Lyle Wurtz**, 6510 E Palm Lane, 85257, wondered if the additional expense was authorized and asked the city to keep a running tab of all expenses for the project.

Public testimony closed.

### **MOTION AND VOTE – ITEM 15**

COUNCILMAN MCCULLAGH MOVED FOR ADOPTION OF RESOLUTION NO. 6581.  
COUNCILMAN OSTERMAN SECONDED THE MOTION WHICH CARRIED 6-0.

### **PUBLIC COMMENT**

**Matteo Moric**, Chandler Arizona, further expressed his disappointment about the proposal for the ASU Scottsdale Center for New Technology at the former Los Arcos site.

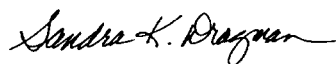
**CITY MANAGER'S REPORT** - None

**MAYOR AND COUNCIL ITEMS** - None

## ADJOURNMENT

With no further business to discuss, the meeting adjourned at 6:30 P.M.

### SUBMITTED BY:



Sandy Dragman  
Recording Secretary

### REVIEWED BY:



Carolyn Jagger  
City Clerk

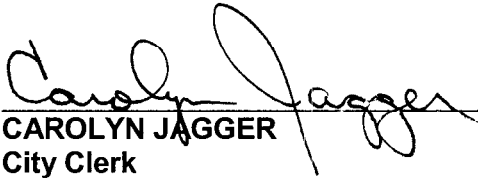
Officially approved by the City Council on November 16, 2004

**C E R T I F I C A T E**

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the City Council of Scottsdale, Arizona held on the 1st day of November 2004.

I further certify that the meeting was duly called and held, and that a quorum was present.

**DATED** this 3rd day of November 2004.

  
\_\_\_\_\_  
**CAROLYN JAGGER**  
City Clerk

## QUESTIONS

1. AS IN THE PAST, IS THE COUNCIL, ~~AND~~ WITH THEIR APPROVING VOTE, ONLY ABANDONING THE CITIES INTEREST AND THE PUBLICS RIGHT TO USE THESE GLO - FEDERAL LAND PATENT ROADWAY RESERVATIONS. [REDACTED]
2. LEGAL QUESTION FOR CITY ATTORNEY: WOULD ANY MEMBER OF THE CITY STAFF OTHER THAN THE ENGINEERING SERVICES DIRECTOR, HAVE THE AUTHORITY TO ABANDON AND . . . EXCHANGE A GLO PATENTED ROADWAY EASEMENT?  
(REFERENCE: ORD. 1386, DATED 1 JUNE 198 AND REPEALED IN MARCH 1999.)